

**LUMPKIN COUNTY
BOARD OF COMMISSIONERS
Regular Meeting Agenda**

**Dahlonega City Hall
465 Riley Road
Dahlonega, Georgia**

**May 15, 2008
6:00 P.M.**

I. CALL TO ORDER

Chairman Gooch

II. INVOCATION

Chaplain Billie Russo
Lumpkin County Sheriff's Department

III. APPROVAL OF AGENDA

IV. PRESENTATION

- Employee Awards & Retirement

V. APPROVAL OF MINUTES

- April 17, 2008 Regular Meeting 6:00 p.m.
- May 1, 2008 Work Session 9:00 a.m.

VI. REPORTS

- Department reports are on file in the Board of Commissioners Office
- Elected Officials

VII. RESOLUTIONS

- Resolution 2008-21 Surplus Property
- Resolution 2008-22 Planning Dept. SOP - for enforcement of erosion ordinance
- Resolution 2008-23 Revised Land Use Code
- Resolution 2008-24 Readoption Official Future Land Use Map
- Resolution 2008-25 Appoint – Lumpkin County Dept. of Family & Children's Services Board
- Resolution 2008-26 Appoint – Lumpkin County Library Board of Trustees

VIII. CONTRACTS

- 2008-028-A-I Agreement - USDA Forest Service COOP Law Enforcement Financial & Operating Plan for Lumpkin County
- 2008-029-G-G CJCC Law Enforcement Grant Package
- 2008-030-N-P Yahoola Creek Pump & Irrigation System - Bids
- 2008-031-N-P Courthouse Technology Consulting – Bids
- 2008-032-N-O Municipal Code Corporation – Updated Codification Proposal

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IX. OTHER ITEMS

- 2009 Budget Calendar
- Issue Beer & Wine Alcoholic Beverage License
 - ✓ Dennis B. Hoover for Mountain Laurel Creek Inn & Spa
202 Talmer Grizzle Road, Dahlonega, GA 30533
- Health Department Building Committee Appointment – Mark French
- Request for Letter – Three Sisters Vineyard/Georgia Wine Country Festival
- Request for Letter – Lumpkin Coalition/ Hemlockfest 2008
- Veterans Park – Qualification Checklist for Donations of Combat Material
- Lumpkin County Property & Casualty Insurance and Workers' Compensation Insurance Programs

X. COMMENTS

- COUNTY MANAGER
- CHAIRMAN
- COMMISSIONER
- COUNTY ATTORNEY
- PUBLIC

XI. ANNOUNCEMENTS

Future Meetings:

May

- ❖ Public Hearing – City Hall
(Alcoholic Beverage Ordinance)

May 22, 2008 at 6:00 pm

JUNE

- ❖ Special Called Meeting – City Hall
- ❖ Work Session – City Hall
- ❖ Board Meeting – City Hall

June 05, 2008 at 8:45 am

June 05, 2008 at 9:00 am

June 19, 2008 at 6:00 pm

JULY

- ❖ Work Session – City Hall
- ❖ Board Meeting – City Hall

July 03, 2008 at 9:00 am

July 17, 2008 at 6:00 pm

AUGUST

- ❖ Work Session – City Hall
- ❖ Board Meeting – City Hall

August 07, 2008 at 9:00 am

August 21, 2008 at 6:00 pm

XII. ADJOURN

Chairman Gooch

**MINUTES OF THE REGULAR MONTHLY MEETING OF THE
LUMPKIN COUNTY BOARD OF COMMISSIONERS**

May 15, 2008

CALL TO ORDER

Chairman Gooch called the meeting to order at 6:01 p.m. in the Council Chamber at Dahlonega City Hall. Present were Stephen Gooch, John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle.

INVOCATION

The invocation was given by Chaplain Billie Russo, Lumpkin County Sheriff's Department which was followed by the pledge of allegiance led by Commissioner Hutcheson.

APPROVAL OF AGENDA

***Motion:** Commissioner Stowers made a motion that the agenda be amended to include the Impact Study Committee recommendations. The motion was seconded by John Raber. All district commissioners approved the motion. Motion carried.*

***Motion:** Commissioner Hutcheson made a motion that the agenda be amended to include an emergency purchase. The motion was seconded by John Raber. All district commissioners approved the motion. Motion carried.*

***Motion:** Commissioner Stowers moved to approve the amended agenda which was seconded by Commissioner Raber. John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.*

PRESENTATION

Employee Awards & Retirement

Dennis Roland, Lumpkin County Infrastructure Inspector/Code Enforcement Official received state certification for which he was given a plaque. Robert Robertson from the Road Department was given a Certificate of Retirement and the Lumpkin County Coin for Excellence.

APPROVAL OF MINUTES

April 17, 2008 Regular Meeting 6:00 p.m.

Commissioner Raber is recommending that these minutes say "pre-final draft" rather than "final draft" of the floor plan.

***Motion:** Commissioner Raber made a motion that the April 17, 2008 minutes say "pre-final draft". There was no second to this motion and the motion failed.*

***Motion:** Commissioner Raber made a motion that the April 17, 2008 minutes say "a" final draft. This motion was seconded by Clarence Stowers. All district commissioners approved the motion. Motion carried.*

***Motion:** Commissioner Hutcheson amended the motion to correct a motion in the April 17, 2008 minutes concerning the emergency purchase of a tar truck for the Road Department. Commissioner Raber seconded the motion. All district commissioners approved the motion. Motion carried.*

May 1, 2008 Work Session 9:00 a.m.

***Motion:** Commissioner Stowers moved to approve. The motion was seconded by John Raber and approved by John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle. Motion carried.*

REPORTS

Department reports are on file in the Board of Commissioners Office
Elected Officials

RESOLUTIONS

Resolution 2008-21 Surplus Property

This is a resolution to provide for the identification and classification of certain Lumpkin County property as surplus property and to authorize its sale and disposition.

Motion: Commissioner Hutcheson made a motion to approve this resolution which was seconded by John Raber. All district commissioners approved the motion. Motion carried.

Resolution 2008-22 Planning Dept. SOP - for enforcement of erosion ordinance

This is a resolution to adopt a standing operating procedure (SOP) for enforcement of Lumpkin County Soil Erosion and Sedimentation Regulations.

Motion: Commissioner Raber moved to approve the resolution. This motion was seconded by Clarence Grindle and approved by Commissioners Raber, Hutcheson, Stowers and Grindle. Motion carried.

Resolution 2008-23 Revised Land Use Code

This is a resolution readopting the Lumpkin County Land Use Ordinance, being designated as the Lumpkin County Land Use Code, as Amended.

Motion: Commissioner Hutcheson made a motion to allow public discussion of this resolution. The motion was seconded by Clarence Stowers. John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.

Citizen Bret Pearson said he wants some issues clarified regarding multi-family. The board suggested he first speak with Planning Director Larry Reiter regarding these matters.

Motion: Commissioner Hutcheson moved to approve this resolution. The motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

Resolution 2008-24 Readoption Official Future Land Use Map

This is a resolution readopting the Official Future Land Use Map of Lumpkin County, Georgia as Amended.

Motion: Commissioner Hutcheson made a motion to approve this resolution which was seconded by Clarence Stowers. John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.

Resolution 2008-25 Appoint – Lumpkin County Dept. of Family & Children's Services Board

This resolution reappoints Ann Lawson as a member of the Lumpkin County Department of Family and Children Services Board with a term ending June 30, 2013.

Motion: Commissioner Stowers moved to approve this resolution. Clarence Grindle seconded the motion. The motion was approved by District Commissioners Raber, Hutcheson, Stowers and Grindle. Motion carried.

Resolution 2008-26 Appoint – Lumpkin County Library Board of Trustees

This is a resolution to provide for the reappointment of Susanne Neil to Seat 3 with a term ending June 30, 2012 and appointing Carol Hesse to Seat 7 with a term beginning July 1, 2008 and ending June 30, 2012.

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***Motion:** Commissioner Raber made a motion to approve this resolution which was seconded by Clarence Grindle. Commissioners Raber, Hutcheson, Stowers and Grindle approved the motion. Motion carried.*

CONTRACTS

2008-028-A-I Agreement - USDA Forest Service COOP Law Enforcement Financial & Operating Plan for Lumpkin County

Annual agreement between the Lumpkin County Sheriff's Office and the Chattahoochee-Oconee National Forest for vehicle and foot patrols in specific areas of the Chattahoochee National Forest.

Term: 05/01/08 – 9/30/08

Amount: \$24.00 per hour x 5 hour shifts x 25 days = \$3,000.00

2008-029-G-G CJCC Law Enforcement Grant Package

Sub grant for expenditures under Project "Digital Video System."

Term: 12/01/07 – 03/31/08

Amount: \$15,000.00

***Motion:** Commissioner Hutcheson moved to approve the above two contracts. Clarence Grindle seconded the motion. All district commissioners approved the motion and the motion carried.*

2008-030-N-P Yahoola Creek Pump & Irrigation System – Bids

List of bidders from the May 12, 2008 bid opening for the Yahoola Creek Park Pump and Irrigation System was presented. The low bidder is Tri Scapes, Inc. at \$23,990.00. A contract will be prepared.

***Motion:** Commissioner Hutcheson made a motion to accept the low bidder. This motion was seconded by John Raber and approved by all district commissioners. Motion carried.*

2008-031-N-P Courthouse Technology Consulting – Bids

Kevin Hamby explained these bids and said he recommends EDI, Ltd. This contract is for the technology plan, and does not include hardware or installation.

Term: Payment made within 30 days of invoice date

Amount: \$566,800.00 for basic services; \$13,300.00 for additional services

***Motion:** Commissioner Raber moved to accept the EDI, Ltd. bid which was seconded by Clarence Stowers. Deborah Hutcheson abstained. John Raber, Clarence Stowers and Clarence Grindle voted approval of the motion. Motion carried.*

2008-032-N-O Municipal Code Corporation – Updated Codification Proposal

MCC will research, edit, index, and publish (both in print and electronically) the finally enacted legislation Lumpkin County specifies for inclusion in the Code.

Amount: \$17,625.00 less \$6,740 for payments made to the existing codification project for a base cost of \$10,865.00.

***Motion:** Commissioner Stowers made a motion to approve this contract. The motion was seconded by John Raber and approved by Commissioners Raber, Hutcheson, Stowers and Grindle. Motion carried.*

OTHER ITEMS

2009 Budget Calendar

The calendar outlines the budget process for establishing the fiscal year 2009 Budget.

Motion: Commissioner Hutcheson moved to approve the calendar which was seconded by Clarence Grindle. John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.

Issue Beer & Wine Alcoholic Beverage License

Dennis B. Hoover for Mountain Laurel Creek Inn & Spa
202 Talmer Grizzle Road, Dahlonega, GA 30533

Motion: Commissioner Raber made a motion to approve this license. The motion was seconded by Clarence Stowers and approved by all district commissioners. Motion carried.

Health Department Building Committee Appointment – Mark French

Motion: Commissioner Raber moved to approve this appointment which was seconded by Clarence Grindle. All district commissioners approved the motion and the motion carried.

Request for Letter – Three Sisters Vineyard/Georgia Wine Country Festival

Lumpkin County at this time has no ordinance providing for the permitting or other special controls on Special Events or One Day alcohol beverage permits as contemplated by ATT-4SP. Lumpkin County has no objections to the operation of the Georgia Wine Festival on June 7 and 8, 2008 under state license.

Motion: Commissioner Raber made a motion to approve this request. The motion was seconded by Clarence Grindle and approved by John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle. Motion carried.

Request for Letter – Lumpkin Coalition/ Hemlockfest 2008

Lumpkin County at this time has no ordinance providing for the permitting or other special controls on Special Events or One Day alcohol beverage permits as contemplated by ATT-4SP. Lumpkin County has no objections to the Hemlockfest local benefit awareness and fund raiser facilitated by the Lumpkin Coalition being held November 7 - 9, 2008 under state license.

Motion: Commissioner Raber moved to approve this request which was seconded by Clarence Stowers. District Commissioners Raber, Hutcheson, Stowers and Grindle approved the motion. Motion carried.

Veterans Park – Qualification Checklist for Donations of Combat Material

The Lumpkin County Board of Commissioners understands that upon acceptance of an item Lumpkin County, Georgia will be responsible for all release, demilitarization, display site preparation and transportation costs associated with the loan of display equipment. Lumpkin County, Georgia will assume all responsibility for the upkeep and safety of the display item. The Veterans' Affairs Committee has agreed to pay for any costs incurred for the combat material.

Motion: Commissioner Hutcheson made a motion to authorize Chairman Gooch to sign the letter stating that Lumpkin County will be responsible for the expense of upkeep, safety issues and the shipping of the equipment. Clarence Stowers seconded the motion. John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.

Lumpkin County Property & Casualty Insurance and Workers' Compensation Insurance Programs

The question for the board is if we will bid out workers compensation insurance for 2009 at this time.

Motion: Commissioner Raber moved to approve bidding out workers compensation insurance. This motion was seconded by Clarence Stowers and approved by all district commissioners. Motion carried.

Emergency Purchase

The computer file server that serves the Planning and Tax Assessors Offices has run out of storage space. The current server is obsolete and parts can no longer be obtained. Joey Anderson of Anderson Computer & Network Services discussed the server problem and made his recommendations. The County Manager explained that an exception to the county bid policy is needed.

Motion: Commissioner Raber made a motion to approve the County Manager moving forward on the acquisition process to solve this problem. The motion was seconded by Clarence Grindle and approved by John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle. Motion carried.

Impact Fee Study Committee Recommendations

Commissioner Raber stated that the Impact Study Committee met on May 5, 2008 and the following actions were voted on.

1. The committee voted and approved that any further action on Impact Studies be delayed for one full year from this date.
2. The committee voted and approved that Lumpkin County take action to consider the implementation or increase in development fees while taking into consideration other counties fees structures.

Motion: Commissioner Raber moved to suspend the impact fee study for one full year. This motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

Commissioner Raber asked that the County Manager compile a list of fees charged county-wide with comparisons to counties that touch Lumpkin County. He would like to know what surrounding counties are charging for the same level of service.

COMMENTS

COUNTY MANAGER

Park & Recreation Director Steve Proper gave an update on planting of the 350 donated trees for Yahoola Creek Park. A donation of a variety of hardwood trees in 5-gallon containers has been received for planting at Yahoola Creek Park. County Manager Kelley explained that the Strategic Planning meetings are nearing completion and the participants will want to present to the board in June. That date is yet to be determined.

CHAIRMAN

Chairman Gooch asked about Memorial Day activities to which Commissioner Hutcheson responded with a rundown of planned activities.

COMMISSIONER

Commissioner Raber said he has concern about the new law allowing guns in parks. He asked the board to consider if they want to create an ordinance to prohibit guns in county parks. He also commented on the bill signed by the Governor concerning property taxes for the elderly/disabled in Dawson and Lumpkin Counties.

Commissioner Hutcheson commented on the state plan to divide the state into thirteen water districts. She wants the public to be aware and watchful about what goes on. She also said she was approached by representatives from NOA who said they cannot move forward on their building plans if the county does not help them obtain land.

Motion: Commissioner Hutcheson made a motion to approve land to NOA. She withdrew her motion when she learned NOA had submitted a request to be on the June Work Session Agenda.

COUNTY ATTORNEY

The County Attorney had no comments.

PUBLIC

Greg Moore from the Skate Klub said his group is now using space behind Ace Hardware. He said they would willingly give up the money that the board set aside for them so the board could use those funds for something else. He said he does not feel a new skate park is a necessity at this time. Commissioner Stowers wants to discuss the Skate Park at a Work Session.

Citizen Bret Pearson spoke about multi-family developments in the land use code. He said he thinks the code makes it difficult to build the type of housing he wants to build. He pointed out that within the code "CV" is the only place that currently allows high density multiple units. Chairman Gooch recommended Mr. Pearson meet with the Planning Commission to discuss his questions and suggestions.

Kevin Hamby gave a detailed update on Judicial Center progress.

Executive Session (Real Estate)

Motion: Commissioner Raber made a motion to go into executive session. This motion was seconded by Clarence Grindle and approved by all district commissioners. The motion carried and the board entered executive session at 7:56 p.m.

Motion: Commissioner Hutcheson moved to come out of executive session which was seconded by Clarence Stowers. John Raber, Deborah Hutcheson, Clarence Stowers and Clarence Grindle approved the motion. The motion carried and the board came out of executive session at 8:16 p.m.

Motion: Commissioner Raber made a motion to go back into regular session. This motion was seconded by Clarence Grindle and approved by all district commissioners. The motion carried and the board returned to regular session.

The Chairman explained that no actions were needed concerning the executive session and there was no further business.

ADJOURN

The Chairman called for a motion to adjourn at 8:17 p.m.

Motion: Commissioner Hutcheson moved to adjourn which was seconded by Clarence Stowers. The motion was approved by Commissioners Raber, Hutcheson, Stowers and Grindle. Motion carried.

6/19/2008
Date

Clarence Stowers
Clarence Stowers, Vice Chairman
Lumpkin County Board of Commissioners

Attest:

Ruth A. Bohac
Ruth A. Bohac
Clerk, Lumpkin County